

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

EXECWARE, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 12-383 (LPS/SRF)
)	
TARGET CORPORATION and TARGET)	
BRANDS, INC.,)	
)	
Defendants.)	

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED that all claims and counterclaims asserted between plaintiff Execware, LLC and defendants Target Corporation and Target Brands, Inc. in the above-captioned action are hereby dismissed WITH PREJUDICE by agreement of the parties pursuant to Rules 41(a)(1)(A)(ii) and (c) of the Federal Rules of Civil Procedure, with each party to bear its own costs, expenses, and attorneys' fees.

BAYARD, P.A.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Richard D. Kirk

Richard D. Kirk (#922)
Stephen B. Brauerman (#4952)
Vanessa R. Tiradentes (#53980)
222 Delaware Avenue
Suite 900
Wilmington, DE 19801
(302) 655-5000
rkirk@bayardlaw.com
sbrauerman@bayardlaw.com
Attorneys for Plaintiff Execware, LLC

/s/ Julia Heaney

Mary B. Graham (#2256)
Julia Heaney (#3052)
1201 N. Market Street
P.O. Box 1347
Wilmington, DE 19899-1347
(302) 658-9200
mgraham@mnat.com
jheaney@mnat.com
*Attorneys for Defendants Target Corporation
and Target Brands, Inc.*

OF COUNSEL

Marc A. Fenster
Fredricka Ung
RUSS, AUGUST & KABAT
12424 Wilshire Boulevard, 12th Floor
Los Angeles, CA 90025-1031
(310) 826-7474

OF COUNSEL:

Christopher P. Broderick
ORRICK, HERRINGTON & SUTCLIFFE LLP
777 South Figueroa Street
Suite 3200
Los Angeles, CA 90017-5855
(213) 629-2020

Karen G. Johnson-McKewan
ORRICK, HERRINGTON & SUTCLIFFE LLP
The Orrick Building
405 Howard Street
San Francisco, CA 94105-2669
(415) 773-5700

Christina Von der Ahe
ORRICK, HERRINGTON & SUTCLIFFE LLP
2050 Main Street
Suite 1100
Irvine, CA 92614-8255
(949) 567-6700

May 10, 2013
7198214

SO ORDERED this _____ day of May, 2013.

U.S.D.J.